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**OFFICE OF PETITIONS**

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NEW YORK, NY 10177

In re Application of  
Tiziano Barea  
Application No. 10/597,318  
Filed: July 20, 2006  
Attorney Docket No. GIAMBROCONO-255792

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ON PETITION

This is a decision in response to the petition, filed September 9, 2009, to revive the above-identified application under the provisions of 37 CFR 1.137(b).


The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the non-final Office action mailed February 9, 2009, which set a shortened statutory period for reply of three (3) months. No extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the application became abandoned on May 10, 2009. On September 9, 2009, the present petition was filed. A Notice of Abandonment was subsequently mailed on September 17, 2009.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment; (2) the petition fee of \$810; and (3) an adequate statement of unintentional delay.

This application is being referred to Technology Center AU 2886 for appropriate action by the Examiner in the normal course of business on the reply received September 9, 2009.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3204. Inquiries relating to further prosecution should be directed to the Technology Center.

  
Sherry D. Brinkley  
Petitions Examiner  
Office of Petitions